

रजिस्टर्ड नं० ल०-३३/एस० एन० १४।



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, सोमवार, 24 अप्रैल, 1989/4 बैगाख, 1911

हिमाचल प्रदेश सरकार

LOCAL SELF GOVERNMENT DEPARTMENT

NOTIFICATION

Shimla-171002, the 2nd March, 1989

No. LSG(B)(1)-2/87-(Peons).—In exercise of the powers conferred by proviso to Article 309 of the constitution of India, the Governor of Himachal Pradesh is pleased to make the Recruitment and Promotion Rules for the post of peons (Class-IV-Non-Gazetted) in the Directorate

of Urban Local Bodies, Himachal Pradesh as per Annexure "A" appended to this notification, namely:—

1. Short title and commencement.—(a) These rules shall be called the Himachal Pradesh Directorate of Urban Local Bodies-Peons(class-IV-Non Gazetted) Recruitment and Promotion Rules, 1989.

(b) These Rules shall come into force from the date of their publication in the Rajpatra, Himachal Pradesh.

2. Definition.—In these rules, unless there is anything repugnant in the subject or context:—

- (a) "Government" means the Himachal Pradesh Government;
- (b) "Directorate" means the Urban Local Bodies, Himachal Pradesh.
- (c) "Service" means in the Himachal Pradesh Directorate of Urban Local Bodies Class-IV Service;
- (d) "Direct recruitment" means an appointment made otherwise than by promotion from amongst the members of the service or by transfer of an official already in the service of the Government or of the Union.
- (e) "member" means a member of the Service;
- (f) "recognised School or Board" means any School or Board run, managed and controlled by any State or Central Government or any other School/Board declared or recognised by the Government.
- (g) "Scheduled Caste" means Castes, races, or tribes or parts of groups within castes, races or tribes specified in the Constitution (Scheduled Castes order, 1950, as amended by section 19(1) read with first schedule of the State of Himachal Pradesh Act, 1970 (53 of 1970) and as it may further amended from time to time.
- (h) "Scheduled Tribes" means the tribes, Tribal communities or part of group within tribes, tribal communities specified in the Schedule to the Constitution (Scheduled Tribes) order 1950 as amended by section 20 (1) read with Third Schedule d of the State of Himachal Pradesh, 1970 (53 of 1970) and it may be amended from time to time.

3. Competent Authority empowered to make appointment.—Appointments to the post in the service shall be made by the Director, Urban Local Bodies, Himachal Pradesh.

ANNEXURE-'A'

RECRUITMENT AND PROMOTION RULES FOR THE POST OF PEON IN THE DIRECTORATE OF URBAN LOCAL BODIES HIMACHAL PRADESH.

1. Name of the posts:	Peon.
2. Number of posts :	Three.
3. Classifications :	Class-IV (Non-Gazetted).
4. Scale of Pay :	R.s. 300-5-325/5-350-10-430.
5. Whether selection post or non-selection posts :	Non-Selection.
6. Age for direct recruitment :	Between 18 to 32 years.

Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Government including those who have been appointed on *ad hoc* or on contract basis:

Provided further that if a candidate appointed on *ad hoc* basis had become overage on the date when he was appointed as such, he shall not be eligible for any relaxation in the prescribed age limit by virtue of his such *ad hoc* or contract appointment :

Provided further that upper age limit is relaxable for Scheduled Castes/Schedule Tribes/ Other Categories of persons to the extent permissible under the general or special orders of the Himachal Pradesh Government:

Provided further that the employees of all Public Sector Corporation and autonomous Bodies who happened to be Government Servants before absorption in Public Sector Corporation Autonomous Bodies at the time of initial constitution of such Corporation Autonomous Bodies shall be allowed age concession in direct recruitment as admissible to Government Servants. This concession will not however, be admissible to such staff of the Public Sector Corporation/Autonomous Bodies who were/are subsequently appointed by such Corporation/Autonomous Bodies and are/were finally absorbed in the Service of such Corporation/Autonomous Bodies after initial Constitution of the Public Sector Corporation/Autonomous Bodies.

Note.—1. Age limit for direct recruitment will be reckoned on the first date of the year in which the posts are advertised for inviting applications or notified to the Employment Exchanges, as the case may be.

2. Age and experience in the case of direct recruitment relaxable at the discretion of the appointing authority in case the candidate is otherwise well qualified.

7. Minimum educational and other qualifications required for direct recruits : ‘Middle Pass from a recognised Board or its equivalent’.

Desirable Qualifications :

Knowledge of customs, manners and dialects of Himachal Pradesh and suitability

for appointment in the peculiar conditions prevailing in the Pradesh.

8. Whether age and educational qualification prescribed for direct recruits will apply in the case of the promotees :

Period of probation, if any.

10. Method of recruitment, whether by direct recruitment or by promotion, deputation, transfer and the percentage of vacancies to be filled in by various methods.

11. In case of recruitment by promotion, deputation/transfer, grades from which promotion/deputation/transfer is to be made.

Age : N. A.

Educational Qualification : Yes.

Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and reasons to be recorded in writing.

100% By transfer failing which by direct recruitment.

"By transfer from out of Chowkidars, having at least 3 years of regular or regular combined with continuous *ad hoc* service, rendered upto 31-12-1983, if any, in the grade failing which by direct recruitment".

Note 1. In all cases of promotion *ad hoc* service rendered in the feeder post upto 31-12-1983, if any prior to the regular appointment to the post shall be taken into account towards the length of service as prescribed in these rules for promotion subject to the condition :

(a) that in all cases where a junior person becomes eligible for consideration by virtue of his total length of service (including *ad hoc* service rendered upto 31-12-1983) in the feeder post in view of the provisions referred to above, all persons senior to him in the respective category post/cadre shall be deemed to be eligible for consideration and placed above the junior person in the field of considerations :

Provided that all incumbents to be considered for promotion shall possess the minimum qualifying service of atleast three years or that prescribed in the Recruitment and Promotion Rules for the post, whichever is less:

Provided further that where a person becomes eligible to be considered for promotion on account of the requirements of the preceding proviso, the person junior to him shall also be deemed to be ineligible for consideration for such promotion.

(b) similarly, in all cases of confirmation, *ad hoc* service rendered in the post upto 31-12-1983, if any, prior to the regular appointment against such post, shall be taken into account towards the length of service:

Provided that the *inter se* seniority as a result of confirmation after taking into account *ad hoc* service shall remain unchanged.

(c) *Ad hoc* service rendered after 31-12-1983 shall not be taken into account for confirmation/promotion purposes.

Note 2.— Provisions of columns 10 and 11 are to be revised by the Government in consultation with the Commission as and when the number of posts under Rule 2 are increased or decreased.

12. If a Departmental Promotion Committee exists, what is its composition. As may be constituted by the Government from time to time.

13. Circumstances under which the H.P. P.S.C., is to be consulted in making recruitment. As required under the Law.

14. Essential requirement for a direct recruitment. A candidate for appointment to any service or post must be:—

- (a) a citizen of India, or
- (b) a subject of Nepal, or
- (c) a subject of Bhutan, or
- (d) a Tibetan refugee who came over to India before the 1st January, 1962 with the intention of permanently settling in India, or
- (e) a person of Indian origin who has migrated from Pakistan, Burma, Srilanka, East African Countries of Kenya, Uganda, the United Republic of Tanzania, (Formerly Tanganyika and Zanzibar), Zambia, Malwa, Zaire and Ethiopia with the intention of permanently settling in India:

Provided that a candidate belonging to categories (b), (c), (d) and (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government of India.

A candidate in whose case a certificate of eligibility is necessary be admitted to an examination or interview conducted by the Himachal

Pradesh Public Service Commission or other recruiting authority, but the offer of appointment may be given only after the necessary eligibility certificate has been issued to him by the Government of India.

15. Selection for appointment to post by direct recruitment. Selection for appointment to the post in the case of direct recruitment shall be made on the basis of *viva voce* test, if the Himachal Pradesh Public Service Commission or other recruiting authority, as the case may be, so consider necessary or expedient by a written test or by a practical test the standard/syllabus etc. of which will be determined by the Commission or other recruiting authority as the case may be.
16. Reservation. The appointment to the service shall be subject to orders regarding reservation in the service for Scheduled Castes/Scheduled Tribes Backward Classes/Other categories of persons issued by the Government of Himachal Pradesh from time to time.
17. Power to relax. Where the State Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing and in consultation with the Himachal Pradesh Public Service Commission relax any of the provisions of these rules with respect to any class or category of persons or posts.

By order,
Sd/-
Secretary.